

**IN THE UNITED STATE DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

UNITED STATES OF AMERICA
PLAINTIFF

V.

JOEL A. SMITHERS
DEFENDANT

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CASE NO. : 1:17-CR-027-JPJ-PMS

MOTION FOR EXTENTION OF TIME TO FILE EXPERT WITNESS REPORT
AND TO RELEASE RECORDS FOR EXPERT TO REVIEW

COMES NOW the Defendant, Joel A. Smithers, by and through counsel, and moves this Honorable Court to allow him an extension of time to file an expert witness report for an expert witness he intends to call at trial named Linda Cheek, M.D. Counsel learned of the defendants intention to call an expert on March 22, 2019, after the deadline had passed and upon the Defendant learning of additional evidence disclosed on said case. The Defendant requests that his counsel be allowed to release the medical records for the expert witness to review and for time to file said report.

WHEREFORE, the Defendant, Joel A. Smithers, respectfully prays that his motion be granted.

RESPECTUFLY SUBMITTED

JOEL A. SMITHERS

BY COUNSEL

BY: /s/Don M. Williams, Jr.

DON M. WILLIAMS, JR.
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CERTIFICATE OF SERVICE

I, Don M. Williams, Jr., hereby certify that I have this the 1st day of April, 2019, electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send notification of such filing to the Assistant United States Attorney.

/s/ Don M. Williams, Jr.

DON M. WILLIAMS, JR.